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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/549,263

09/12/2005

Jean-Marc Rondeau

15675P582

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03/24/2008

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EXAMINER

MUSSER, BARBARA J

ART UNIT

PAPER NUMBER

1791

MAIL DATE

DELIVERY MODE

03/24/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/549,263	Applicant(s) RONDEAU, JEAN-MARC	
	Examiner BARBARA J. MUSSER	Art Unit 1791	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-5 is/are pending in the application.
4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-3 is/are rejected.
- 7) ☒ Claim(s) 4 and 5 is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. ____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____. |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date <u>12/12/05</u> . | 6) <input type="checkbox"/> Other: ____. |

DETAILED ACTION

Claim Objections

1. Claims 1-5 are objected to because of the following informalities: in claim 1, lines 5 and 7, the claim refers to a “steam” of glue”. This is assumed to be a misspelling of either stream or seam. Appropriate correction is required.
2. Claim 4 is objected to under 37 CFR 1.75(c) as being in improper form because a multiple dependent claim should refer to the claims in the alternative only. See MPEP § 608.01(n). Accordingly, the claim 4 has not been further treated on the merits.
3. Claim 5 is objected to under 37 CFR 1.75(c) as being in improper form because a multiple dependent claim cannot depend from any other multi-dependent claim. See MPEP § 608.01(n). Accordingly, the claim 5 has not been further treated on the merits.

Claim Rejections - 35 USC § 103

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claims 1 and 2 are rejected under 35 U.S.C. 103(a) as being unpatentable over Beebe, Jr.(U.S. Patent 3,698,741) in view of Hershey, Jr. et al.(U.S. Patent 4,010,299)

Beebe, Jr. discloses a method of forming a booklet wherein several sheets of identical paper of the same thickness and format are joined together by a seam located transversely of the center which acts as a hinge. The sheets of paper have fold lines midway between the hinge and the ends of the sheets at the midline and are folded so

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that the ends of the sheets contact the center hinge.(Figures 4 and 7; Col. 2, ll. 45-Col. 3, ll.22) While the reference does not disclose the sequence of steps, one in the art would appreciate that since the reference indicates the sheets are intended for use by folding them at the midline points, the sheets are joined together before the folding occurs. While the reference does not explicitly state the center hinge is folded, the reference does describe it as folded(Col. 2, ll. 45-48) indicating that the booklet can be folded along this line. While the reference does not disclose how the sheets are joined together, the use of adhesive to form a seam is well-known and conventional in the book forming arts and would have been obvious for this reason.

The reference does not disclose the use of temporary adhesive to hold the sides of the booklet together. Hershey, Jr. et al. discloses using adhesive to hold the pages of a folded article together temporarily to prevent the folds from tearing.(Col. 1, ll. 15-20, Col. 2, ll. 66-68) It would have been obvious to one of ordinary skill in the art at the time the invention was made to fold the pages so that the booklet was smaller allowing easier transportation and to apply adhesive to the folded pages so that the folds would not tear as suggested by Hershey, Jr. et al.(Col. 1, ll. 15-20)

Regarding claim 2, while the reference discloses the cover being a heavy paper, it would have been obvious to one of ordinary skill in the art at the time the invention was made to use one of the sheets of paper instead as the cover to simplify the operations since only one type of paper would then be required.

6. Claim 3 is rejected under 35 U.S.C. 103(a) as being unpatentable over Beebe, Jr. and Hershey, Jr. et al. as applied to claim 1 above, and further in view of Rowling(U.S. Patent 4,229,926).

The references cited above do not disclose perforating the booklets at the folds in the midline of the sheets. Rowling discloses perforating sheets of paper in a booklet at the folds to facilitate separating the pages.(Col. 3, ll. 5-7) It would have been obvious to one of ordinary skill in the art at the time the invention was made to perforate the sheets at the midlines so that pages could be separated from the booklet is desired as taught by Rowling.(Col. 3, ll. 5-8)

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to BARBARA J. MUSSER whose telephone number is (571)272-1222. The examiner can normally be reached on Monday-Thursday; alternate Fridays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Richard Crispino can be reached on (571)-272-1226. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR.

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Status information for unpublished applications is available through Private PAIR only.

For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

BJM

/B. J. M./

Examiner, Art Unit 1791

/Richard Crispino/

Supervisory Patent Examiner, Art Unit 1791